



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

MAY 11 2009

Reply to
Attn of: OWW-130

Mark Premo
General Manager
Municipality of Anchorage Water and Wastewater Utility
3000 Arctic Boulevard
Anchorage, Alaska 99503-3898

Re: Renewal of National Pollutant Discharge Elimination System (NPDES) Permit
Municipality of Anchorage, John M. Asplund Water Pollution Control Facility NPDES
Permit No: AK-002255-1

Dear Mr. Premo:

The Environmental Protection Agency (EPA) has begun work on the draft 301(h) determination and NPDES permit for the Asplund Water Pollution Control Facility. During discussions with your staff, it was discovered that EPA did not send a letter to the Municipality of Anchorage upon our acceptance of the NPDES permit application in 2005.

EPA's usual practice upon accepting an NPDES application as complete is to send a letter to the facility providing notification that the NPDES permit has been administratively extended. However, due to a misunderstanding on the part of the EPA permit writer who reviewed the application, no such letter was sent to the Municipality of Anchorage. Please accept EPA's apologies for this oversight and be assured that the permit was indeed administratively extended, even without the letter.

EPA received the Asplund NPDES application materials on February 1, 2005. We completed our review of the application and determined that it was complete on February 18, 2005. According to the federal regulation at 40 CFR 122.6(a), when a timely and complete application is received by EPA, and through no fault of the permittee, EPA does not reissue a new permit prior to the expiration date of the existing permit, then the permit remains fully effective and enforceable. Your existing permit continued to be effective and enforceable, and it will remain so until a new permit is issued to your facility.

If you have any questions, please contact Lisa Olson of my staff at (206) 553-0176.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael J. Lidgard", is written over a horizontal line.

Michael J. Lidgard, Manager
NPDES Permits Unit

cc: Mark Spano, Municipality of Anchorage
Brett Jokela, Municipality of Anchorage